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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, JANUARY 15, 2003

PETITION OF

PENN TREATY

NETWORK AMERICA

INSURANCE COMPANY

CASE NO. INS-2003-00003

For review of decision of
Bureau of Insurance

FINAL ORDER

On January 6, 2003, Penn Treaty Network America Insurance Company ("Penn Treaty") filed a petition ("Petition") with the State Corporation Commission ("Commission"), in which Penn Treaty challenges the withdrawal of approval of certain previously approved rate increases by the Bureau of Insurance ("Bureau"). Penn Treaty references §§ 38.2-316 and 38.2-1926 of the Code of Virginia in support of its request that the Commission overturn the decision of the Bureau. Penn Treaty further requests that the Commission suspend the Bureau's withdrawal of approval of the previously approved rate increases pending the outcome of this proceeding.

By Order dated January 8, 2003, the Commission docketed this case and ordered the Bureau to file any response to the Petition that it may have on or before January 13, 2003.

On January 13, 2003, Penn Treaty filed a motion requesting that it be permitted to withdraw its Petition because the Bureau's withdrawal of approval of the rate increases was not effectuated. Therefore, it is no longer necessary for the Commission to review the decision of the Bureau to withdraw approval of the rate increases.

THE COMMISSION is of the opinion that Penn Treaty should be allowed to withdraw its Petition.

Accordingly, IT IS ORDERED THAT:

(1) Penn Treaty Network America Insurance Company's motion to withdraw its Petition is hereby GRANTED; and

(2) The papers herein be placed in the file for ended causes.